

STATE ELECTION COMMISSION, HARYANA
NIRVACHAN SADAN, PLOT NO. 2, SECTOR-17, PANCH KULA

The 1st June, 2012

No. SEC/2ME/2012/881 .—Whereas, the State Election Commission, Haryana, *vide* its Notification No. SEC/2ME/2012/40, dated 13th January, 2012 had prescribed a programme for preparation of electoral rolls of all wards of the Municipal Committee, Hathin. According to the programme, draft publication of electoral rolls was required to be done on 24th January, 2012 under rule 7 of Haryana Municipal Election Rules, 1978. Based on the draft publication of electoral rolls, claims and objections could be filed by the interested persons up to 3rd February, 2012 under rule 9 *ibid* before the concerned Revising Authority. The last date for deciding the claims and objections by Revising Authority was 8th February, 2012 as per rule 10(1)(i)(ii) *ibid*. Aggrieved with the orders of the Revising Authority, appeals could be filed before Deputy Commissioner up to 13th February, 2012 under rule 10(2) *ibid* and the same were to be decided by 23rd February, 2012 under rule 10(3) *ibid*. Final electoral rolls is to be prepared by making changes in the draft electoral rolls as per orders of Revising Authority on the claims and objections and orders of Deputy Commissioner on the appeals against the orders of the Revising Authority under rule 11 *ibid*. The final electoral rolls so prepared were required to be published by Deputy Commissioner on 28th February, 2012. After publication of the list, it was to be hosted on website of the district administration.

2. Whereas, after the draft publication of electoral rolls of the above municipalities on 24th January, 2012, the Commission had examined the number of claims/ objections received by the Revising Authority concerned. In case of Municipal Committee, Hathin, it was observed that there is increase of 38.97% voters over the number of voters based on Assembly rolls published on 5th January, 2012, which the Commission finds *prima facie* to be unreasonable. The Deputy Commissioner, Palwal was advised not to make final publication of electoral rolls of the Committee unless the reason for such a large difference are properly identified and explained.

3. Whereas, Deputy Commissioner, Palwal *vide* letter No.786/Election, dated 28th February, 2012 had reported that there were 7,739 voters in the Assembly voter list published on 5th January, 2012 and 7,667 voters in the draft voter list of Municipal Committee, Hathin published on 24th January, 2012. Out of total 2,988 claims received by the Revising Authority, 194 claims were rejected. Hence the figure of the voters came to 10,655. The reasons for the increase of voters was that in Assembly electoral rolls, the residents do not take much interest to get their votes added. The reasons explained by the Deputy Commissioner was not satisfactory.

4. Whereas, the Commission considering the sizeable increase in the number of voters discussed the matter the Revising Authority concerned on 13th March, 2012. He had explained that out of total 2,988 claims and 822 objections, 2,793 claims and 694 objections were accepted. In addition, 94 double votes were also deleted. Based on these decisions, a final rolls containing 9,717 votes was prepared, which is an increase of 26.74% over the number of voters based on Assembly rolls published on 5th January, 2012. He had further explained that out of total 2,793 claims so accepted, 1,480 voters are between the age of 18 to 25 years and 1,313 voters are above 25 years of age. There has been an increase of 2793 new voters after the final publication of Assembly Electoral Rolls on 5th January, 2012, which the Commission finds *prima facie* to be unreasonable. The Commission had further observed that there was a large increase of new voters in wards No.2, 11 and 13 i.e. 393,400 and 426 respectively, (total 1,219 voters).

5. Whereas, the Commission had considered the position explained by the Revising Authority concerned and *vide* its letter dated 13th March, 2012 had asked the Deputy Commissioner, Palwal to constitute a Committee of three officials headed by a Gazette Officer to verify all the new voters included in ward No. 2, 11 and 13 by carrying out door to door survey and checking relevant documents etc. Further, for the remaining wards, two committees each consisting of three officials headed by a Gazette Officer should be constituted to verify all the new voters by carrying out checking of 25% new voters on random basis. In addition, he was advised to run de-duplicate software of the Committee rolls with those of Assembly rolls of Palwal and Mewat Districts to identify the duplicate votes of Municipal Committee, Hathin.

6. Whereas, Deputy Commissioner, Palwal *vide* letter No. 746/LFA, dated 9th April, 2012 had informed that the committees constituted on the direction of the Commission after door to door survey of 100% new voters of ward No. 2, 11 and 13 and 25% of the remaining wards of the committee had found 146 voters ineligible. In addition, 110 voters were found duplicates in districts Palwal and Mewat whose names are stated to be appeared in the electoral rolls other than the Municipal Committee, Hathin. However, 38 are such duplicates voters, whose names appear in more than one wards of the Committee. He further *vide* letter dated 16th April, 2012 has clarified that out of 110 duplicate votes, 66 voters are already in the draft electoral roll of the Committee and the remaining 44 votes are the new voters. Accordingly, the Commission *vide* its letter dated 1st May, 2012 had directed the Revising Authority concerned to take necessary steps to delete the names of ineligible/duplicate/double voters from the rolls of Municipal Committee, Hathin after issue show cause notice to all such persons and pass a speaking order after hearing them.

7. Whereas, the Revising Authority in his report dated 22nd May, 2012 submitted to the Deputy Commissioner, Palwal has reported that out of 110 voters, 50 voters were appeared before the Revising Authority and it was established that they are residents of M.C., Hathin. Rest of the voters were not appeared. Regarding 38 voters, it has been decided to keep them in the ward, where they are residing permanently. Their names from other wards may be deleted. Out of 146 voters, 128 are residing out of the boundary of the Committee. Remaining 18 voters, 4 were appeared but they did not submit any concrete evidence and the other 14 were absent, hence it is recommended that names of all these 18 voters should be deleted.

8. Whereas, the Deputy Commissioner, Palwal *vide* his letter No. 1055/LFA, dated 29th May, 2012, while forwarding the report of Revising Authority has informed that there were 9,717 voters of the Committee and names of 244 voters have been deleted. Now, the publication of final rolls of 9,473 voters of Municipal Committee, Hathin is to be made.

9. Whereas, the stage for disposal of claims and objections under rule 10(1)(i)(ii) has already been completed by the Revising Authority concerned on 21st May, 2012. In exercise of powers conferred under clause (1) of article 243ZA of the Constitution of India read with Section 3A of the Haryana Municipal Act, 1973, and Rules 3 to 11 of the Haryana Municipal Election Rules, 1978, the State Election Commission, Haryana prescribe programme for the preparation of electoral rolls of all wards of Municipal Committee, Hathin as under :—

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| (i) | Last date for filing appeals with the Deputy Commissioner against the orders of Revising Authority (Rule-10(2)) | 07.06.2012
(Thursday) |
| (ii) | Last date for disposal of appeals by the Deputy Commissioner (Rule 10(3)) | 18.06.2012
(Monday) |
| (iii) | Final publication of electoral rolls (Rule -11) | 20.06.2012
(Wednesday) |

10. It is also directed that Deputy Commissioner, Palwal will give wide publicity to the above programme. He shall issue press notes and paid advertisements in two local newspapers and make publicity through local cable network. The office of Appellate Authority shall remain opened on Saturday also to facilitate the general public to file appeal, if any, with the Appellate Authority.

By order.

Panchkula :
The 1st June, 2012

SUBHASH MEHTA,
Secretary,
State Election Commission, Haryana.